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From: REC Networks
To: MMBS MMBSecretary, qualexint@aol.com
Date: Mon, Dec 30, 2002 7:55 PM
Subject: MB 02-374 filing

Please process this filing for MB Docket 02-374 (RM-10598)

Thanks.

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REC Networks - <http://w.recnet.com> - Bringing you fun and culture since 1984.
<http://w.animehardcoreradio.net> - Anime Hardcore Radio - 24 hour a day anime!

Before The
FEDERAL COMMUNICATIONS COMMISSION
 WASHINGTON, D.C.

In the matter of)	MB Docket 02-374
)	RM-10598
Amendment of \$73,202 of the Commission's)	(Tombstone & Douglas, Arizona
Ruler - Table of Allotments for FM)	and Santa Clara, New Mexico)
Broadcast Stations.)	

COMMENTS OF REC NETWORKS

1. REC Networks ("REC") is a supporter of locally owned and diverse radio. REC currently operates several Internet only radio stations. REC also operates several websites including the original LPFM Channel Search Tool. REC Networks also represents the interests of independently owned Low Power FM ("LPFM") broadcast stations and their listeners. Since the above captioned proceeding will have an impact on the future of local radio in REC's area of interest', REC will review the proposal and provide the results of our research. REC has no plans to apply for the channel. REC should be considered an independent third party.

2. REC has reviewed the petition by Cochise Broadcasting, licensee of KEAL(FM), Douglas, AZ ("Petitioner") to substitute Channel 231C at Tombstone, AZ for Channel 237A at Douglas, AZ.² In addition, the Petitioner proposes to substitute Channel 236C1 for Channel 237C1 at Santa Clara, NM and the license of KNUW(FM) be modified to specify the new channel.

3. REC mirrors the Petitioner's account of the eligibility of Tombstone as being a community for allotment purposes as the petitioner has already provided a significant amount of data on Tombstone.

¹ - REC's "Area of Interest" include the entire states of Arizona and Nevada as well as the Southern California counties of Kern, Los Angeles, Inyo, San Bernardino, Ventura, Riverside, Orange, San Diego and Imperial.

² - We note that since this petition was filed, the call sign for the petitioner's station has changed to KCDQ(FM) and the petitioner has a pending one-step application (BPH-2 0010525AAX) to upgrade to Class C2 with a directional antenna.

4. Unlike in **Nogales and Vail, Arizona**, the proposed new facility in Tombstone will continue to provide service over the former city of license. This petition will result in a significant increase in population served. The Tombstone allotment location's city grade contour will not encroach into any urbanized area, therefore a Tuck analysis is not necessary. The 60dBu service contour of the allotment will cover about 40% of the Tucson urbanized area⁴. RLC feels that the encroachment is incidental and necessary to provide expanded FM service in the rural areas of southeastern Arizona. Unlike in **Nogales & Vail, Arizona**, we do not feel that this is an attempt for the petitioner to move into the Tucson market.

5. Whenever we review an allotment petition, we also evaluate the impact of the petition on the LPFM service. Based on this petition, we find that this allotment will not displace any existing LPFM stations or applicants nor will it create any new areas where no future LPFM service will be available. Therefore, this petition has no impact on LPFM.

6. Based on the information provided by the petitioner and through our independent research, REC feels that the overall public interest would be met by this petition. Therefore we urge the Commission to **GRANT** this petition as follows:

Community	Current	Proposed
Douglas, AZ Douglas, AZ	237A, 243A 237A, 243A	243A
Tombstone, AZ Tombstone, AZ	---	237C 237C
Santa Clara, NM Santa Clara, NM	237C1 237C1	236C1 236C1

Respectfully submitted,

/S/ _____
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³ - MM Docket 00-31, granted. In this case, the petitioner proposed to move the allotment from Nogales to Vail. The new location would have left the Nogales area with one allotment (that was dark at the time). Even though this allotment "moves" a station, it is not gaining new service area at the expense of another rural community.

⁴ - See Appendix A.

APPENDIX A
MAP SHOWING CITY GRADE AND SERVICE CONTOURS OF THE NEW
TOMBSTONE ALLOTMENT AND ITS PROXIMITY TO THE TUCSON URBANIZED
AREA.